

HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FRANTZ SAMSON, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

UNITED HEALTHCARE SERVICES, INC.,

Defendant.

Case No. 2:19-cv-00175-MJP

**STIPULATED MOTION AND
~~PROPOSED~~ ORDER TO EXTEND
CERTAIN INTERMEDIATE CASE
DEADLINES BY ONE WEEK**

**NOTE ON MOTION CALENDAR:
June 17, 2024**

The docket text accompanying the court's Order Setting Trial & Related Dates set certain additional deadlines. Dkt. No. 304. Among these were a deadline of June 17, 2024, for United Healthcare Services, Inc. "to identify call center agent" and a deadline of the same day for United "to complete production of all call recordings relating to class disposition codes." *Id.* United respectfully requests that these deadlines be extended one week to June 24, 2024. Plaintiff stipulates to and does not oppose this request.

"Rule 16(b)'s 'good cause' standard primarily considers the diligence of the party seeking the amendment." *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992) (quotations omitted). Prejudice to the adverse party bears on good cause, *see id.*, but is not relevant where, as here, Plaintiff does not oppose the requested extension, and there is good cause for extending United's deadlines by one week. United produced certain call recordings on May 27, 2024 and expects to produce further call recordings. Plaintiff notified United that he was unable to listen to some of the produced recording files. United is working to re-produce the files. This

has delayed production of the remaining recordings and identification appropriate witnesses. Accordingly, despite diligence, additional time is needed to meet the Court's deadlines. The brief requested extension will not affect other Court deadlines or the trial date.

DATED June 17, 2024

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ORDER

Based on the foregoing Stipulation, IT IS SO ORDERED.

DATED this 18th day of June, 2024.



The Honorable Marsha J. Pechman
United States District Court Judge